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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/801,264	
	Filing Date	March 16, 2004	
	First Named Inventor	James G. McElroy	
	Art Unit	3749	
	Examiner Name		
Total Number of Pages in This Submission	13	Attorney Docket Number	1086-00801 DAR

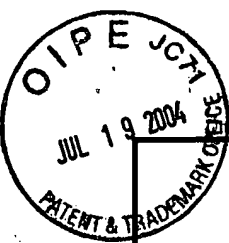
ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Formal Drawing(s) (6 sheets- Figs. 1-7) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Notice to File Missing Parts (2 p.), Declaration (1 p.), Supplemental Application Data Sheet (2 p.)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm Or Individual Name	DAVID A. ROSE
Signature	
Date	July 16, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or Printed Name	M. A. CRABTREE		
Signature		Date	July 16, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL For FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.
☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$ 65.00

Complete if Known

Application Number	10/801,264
Filing Date	March 16, 2004
First Named Inventor	James G. McElroy
Examiner Name	
Art Unit	3749
Attorney Docket No.	1086-00801 DAR

METHOD OF PAYMENT (Check all that apply)

- ☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
- ☒ Deposit Account:
Deposit Account Number: 03-2769
Deposit Account Name: Conley Rose, P.C.
- The Director is authorized to: (check all that apply)
☒ Charge fee(s) indicated below
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account
☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee	Fee	Code (\$)	Fee Description	Fee Paid
		1001	770	2001	385 Utility filing Fee	\$
		1002	340	2002	170 Design filing fee	\$
		1003	530	2003	265 Plant filing fee	\$
		1004	770	2004	385 Reissue filing fee	\$
		1005	160	2005	80 Provisional filing fee	\$

SUBTOTAL (1) \$00.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
20**	= * x	18.00	= \$
Independent Claims	3** = * x	86.00	= \$
Multiple Dependent		290.00	= \$ 00.00

Large Entity	Small Entity	Fee	Fee	Code (\$)	Fee Description	Fee Paid
		1202	18	2202	9 Claims in excess of 20	
		1201	86	2201	43 Independent Claims in excess of 3	
		1203	290	2203	145 Multiple dependent claim, if not paid	
		1204	86	2204	43 ** Reissue independent claims over original patent	
		1205	18	2205	9 ** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) \$00.00

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee	Fee	Code (\$)	Fee Description	Fee Paid
		1051	130	2051	65 Surcharge - late filing fee or oath	\$65.00
		1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet	\$
		1053	130	1053	130 Non-English specification	\$
		1812	2,520	1812	2,520 For filing a request for <i>ex parte</i> reexamination	\$
		18042	920*	1804	920* Requesting publication of SIR prior to Examiner action	\$
		1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action	\$
		1251	110	2251	55 Extension for reply within first month	\$
		1252	420	2252	210 Extension for reply within second month	\$
		1253	950	2253	475 Extension for reply within third month	\$
		1254	1,480	2254	740 Extension for reply within fourth month	\$
		1255	2,010	2255	1,005 Extension for reply within fifth month	\$
		1401	330	2401	165 Notice of Appeal	\$
		1402	330	2402	165 Filing a brief in support of an appeal	\$
		1403	280	2403	140 Request for oral hearing	\$
		1451	1,510	1452	1,510 Petition to institute a public use proceeding	\$
		1452	110	2452	55 Petition to revive - unavoidable	\$
		1453	1,330	2453	665 Petition to revive - unintentional	\$
		1501	1,330	2501	665 Utility issue fee (or reissue)	\$
		1502	480	2502	240 Design issue fee	\$
		1503	640	2503	320 Plant issue fee	\$
		1460	130	1460	130 Petitions to the Commissioner	\$
		1807	50	1806	50 Processing fee under 37 CFR 1.17(g)	\$
		123	50	123	50 Petitions related to provisional applications	\$
		1806	180	1806	180 Submission of Information Disclosure Stmt	\$
		8021	40	8021	40 Recording each patent assignment per property (times number of properties)	\$
		1809	770	2809	385 Filing a submission after final rejection (37 CFR § 1.129(a))	\$
		1810	770	2810	385 For each additional invention to be examined (37 CFR § 1.129(b))	\$
		1801	770	2801	385 Request for Continued Examination (RCE)	\$
		1802	900	1802	900 Request for expedited examination of a design application	\$

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$65.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	DAVID A. ROSE	Registration No. (Attorney/Agent)	26,223	Telephone	(713) 238-8000
Signature		Date	July 16, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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UNITED STATES PATENT AND TRADEMARK OFFICE

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www.uspto.gov

DAR

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/801,264	03/16/2004	James G. McElroy	1086-00801

23505
CONLEY ROSE, P.C.
P. O. BOX 3267
HOUSTON, TX 77253-3267



CONFIRMATION NO. 4792

FORMALITIES LETTER



OC000000012839659

Date Mailed: 06/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/21/2004 HLE333 00000001 032769 10801264

01 FC:2051 65.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1-7.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Melvinerat Wiber

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE